

HAND CARRY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Senanayake et al. Confirmation No.: 4449
Serial No.: 09/998,195 Art Unit: 1621
Filed: December 3, 2001 Examiner: S. Kumar
Synthesis, Methods of Using, an Attorney Docket No.: 4821-409 (JD 208423-
Compositions of Hydroxylated 999048)
Cyclobutylalkylamines



**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated December 1, 2005 of the Primary Examiner finally rejecting claims 1-8 and 32-43 of the above-identified application.

The item(s) checked below are appropriate:

1. An extension of time for responding to the final rejection for three month(s):
 was filed on
 is submitted herewith.
2. A timely response to the final rejection is filed herewith.
3. A fee in the amount of \$500.00 is:
 Required.
 Not required (Fee paid in prior appeal).
4. Applicant has qualified for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern and a fee in the amount of \$250.00 is:
 Required.
 Not required (Fee paid in prior appeal).
5. Please charge the required fee, if any, to Jones Day Deposit Account No. 50-3013. A copy of this sheet is enclosed.

Respectfully submitted,

Date: May 19, 2006

L0209


Hoon Choi (Limited Recog. No.)

JONES DAY
51 Louisiana Avenue, NW/2006 SZEWDIE1 00000122 503013 09998195
Washington, D.C. 20001-2113 01 FC:1401 500.00 DA
(202) 879-3939

for: Anthony M. Insogna (Reg. No. 35,203)
JONES DAY
12750 High Bluff Drive, Suite 300
San Diego, CA 92130
(858) 314-1200